



WEB COPY



Crl.O.P.No.21157 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 30.07.2025

CORAM

THE HONOURABLE MR. JUSTICE M.NIRMAL KUMAR

Crl.O.P.No.21157 of 2025

K.M.Uthayakumar

... Petitioner

Vs.

State Rep. by,
Inspector of Police,
Vigilance and Anti Corruption,
Krishnagiri.
Crime No.12/AC/2025

... Respondent

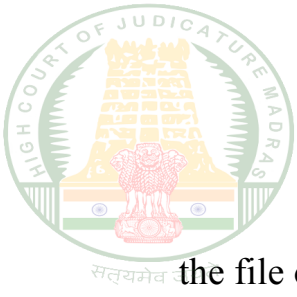
PRAYER : Criminal Original Petition filed under Section 483 of Bharatiya
Nagarik Suraksha Sanhita, 2023, to enlarge the petitioner on bail in Crime
No.12/AC/2025 pending on the file of the respondent.

For Petitioner : Mr.L.Mouli

For Respondent : Mr.R.Vinothraja
Government Advocate (Crl. Side)

ORDER

The petitioner, who was arrested and remanded to judicial custody
on 10.07.2025, for the offence punishable under Sections 7(a) of the
Prevention of Corruption Act, 1988 as amended by the Prevention of
Corruption Amendment Act, 2018 in Crime No.12/AC/2025, registered on



Crl.O.P.No.21157 of 2025

the file of the respondent, seeks bail.
WEB COPY

2. The case of the prosecution is that in order to re-locate the electric pole situated in the agricultural land of the defacto complainant, he approached the petitioner who is the Assistant Engineer of the said locality. However, to complete the said work, the petitioner has demanded a sum of Rs.15,000/- from the defacto complainant as bribe. Hence, the case.

3. Learned counsel appearing for the petitioner submitted that the petitioner is an innocent person, he has not committed any offence as alleged by the prosecution and he has been falsely implicated in this case. He further submits that since there was a delay in relocation of electric pole, the petitioner has given a false complaint before the respondent police. Moreso, no preliminary enquiry was conducted by the officials. He further submitted that the petitioner is ready to abide by any stringent condition that may be imposed by this Court. Hence, he prayed for grant of bail to the petitioner.

4. Learned Government Advocate (Crl. Side) appearing for the respondent police, while opposing for grant of bail to the petitioner, reiterated the prosecution case submitted that the petitioner was caught red



CrI.O.P.No.21157 of 2025

WEB COPY

handed by the respondent Police while demanding the said amount from the defacto complainant for relocation of the electric pole. The trap was laid and successfully completed. Therefore, custodial interrogation of the petitioner is required.

5. Heard both sides and perused the materials available on record.

6. Considering the facts and circumstances of the case and also considering the submissions, this Court is inclined to grant bail to the petitioner with certain conditions.

7. Accordingly, the petitioner is ordered to be released on bail on his executing a bond for a sum of **Rs.10,000/- (Rupees Ten Thousand only)** with **two sureties**, each for a like sum to the satisfaction of the learned **Principal District and Session Court, Krishnagiri** and on further conditions that:

[a] the sureties shall affix their photographs and Left Thumb Impression in the Application for Surety ship [Judicial Form No.46 annexed to 'The Criminal Rules of



WEB COPY



CrI.O.P.No.21157 of 2025

Practice, 2019']. The learned Magistrate shall obtain a copy of any one of the identity proofs to ensure their identity;

[b] the petitioner shall report before the respondent Police for a period of three weeks and thereafter as and when required

[c] the petitioner shall make himself available for interrogation by a Police Officer as and when required;

[d] the petitioner shall not directly or indirectly cause any threat to the de facto complainant and witnesses;

[e] the petitioner to give an undertaking that if required for being identified by witnesses during investigation or for police custody beyond the first fifteen days, he shall comply to the directions as may be given by the Court in this regard;

[f] On breach of any of the aforementioned conditions, the learned Magistrate/Trial Court is entitled to pass appropriate orders against the petitioner in accordance with law as if the aforementioned conditions have been imposed and the petitioner released on bail by the learned Magistrate/Trial Court himself as laid down by the Hon'ble Supreme Court in **P.K.Shaji vs. State of Kerala [(2005)13 SCC 283]**;



CrI.O.P.No.21157 of 2025

WEB COPY

[g] If the accused thereafter absconds, a fresh
FIR can be registered under Section 269 of B.N.S.

30.07.2025

rap

Note :

1. Registry is directed to forthwith upload this order in the Official Website of this Court.
2. All concerned to act on this order being uploaded in Official Website of this Court without insisting on certified hard copies. To be noted, this order when uploaded in the official website of this Court will be watermarked and will also have a QR code.

To

- 1.The Principal District and Session Court, Krishnagiri
- 2.The Inspector of Police,
Vigilance and Anti Corruption,
Krishnagiri.
3. The District Jail, Dharmapuri
- 4.The Public Prosecutor,
High Court of Madras.



WEB COPY



Crl.O.P.No.21157 of 2025

M.NIRMAL KUMAR, J.

rap

Crl.O.P.No.21157 of 2025

30.07.2025